

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

**CIVIL MINUTES – JURY TRIAL
Day 1**

Case No.: 7:20CV134

Date: 8/16/2021

Mountain Valley Pipeline, LLC
Plaintiff

Counsel: Seth Land and Wade Massie

v.

Counsel: Joseph Sherman and William
Newman

**8.37 Acres of Land, Owned by Frank H.
Terry, Jr., John Coles Terry, III, and
Elizabeth Lee Terry**
Defendant

PRESENT: JUDGE: Elizabeth K. Dillon
TIME IN COURT: 8:50am – 10:28am, 10:34am – 11:25am, 12:57pm –
2:32pm, 2:49pm – 3:18pm (4 hours 33 min)
Deputy Clerk: B. Davis
Court Reporter: M. Butenschoen

PROCEEDINGS:

☒ Comments from the Court and Counsel out of the presence of the jury.

Panel 1:

14 jurors present and sworn on Voir Dire.

1 jurors struck for cause.

3 jurors struck by Plaintiff.

3 jurors struck by Defendant.

7 jurors sworn member jury impaneled and sworn. Remaining jurors discharged.

☒ Preliminary remarks and instructions to jury by Court.

☒ Plaintiff's Motion to Exclude Witnesses from Courtroom granted.

☒ Opening Statements.

☒ Plaintiff's Motion for Mistrial and Motion for Attorney's Fees and Costs.

☒ The Court grants the Motion for Mistrial.

☒ The Court takes under advisement the Motion for Attorney's Fees and Costs.

☒ Mistrial declared.

☒ Mistrial declared ☒ Jury discharged